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October 29, 2003

VIA FACSIMILE AND HAND DELIVERY

Mr. Vernon A. Williams
Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, D.C. 20423-0001

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**Re: Docket No. AB-33 (Sub-No. 210X), Union Pacific Railroad Company –
Abandonment Exemption – In Maricopa County, Arizona (Creamery Spur)**

Dear Secretary Williams:

On October 6, 2003, the City of Tempe (the "City") filed with the Surface Transportation Board a **Letter Requesting Issuance of a Notice of Interim Trail Use ("NITU")**, pursuant to 49 C.F.R. § 1152.29. The purpose of this letter is to amend the description of the property for which the City seeks issuance of a NITU.

The City requests issuance of a NITU for Union Pacific Railroad Company's ("UP") Creamery Spur between approximately milepost 914.3 and approximately milepost 916.4 (the "Subject Line"). The Subject Line extends for a distance of approximately 2.1 miles and is located near University Drive between Priest Drive and Hayden Road, in Tempe, Maricopa County, Arizona. The Subject Line does not include the industrial spur that runs from approximately MP 915.0 to the end of the industrial spur at the Hayden Flour Mills. See Maps of the Subject Line, attached hereto as Attachments A and B.

If you have any further questions, please feel free to contact me.

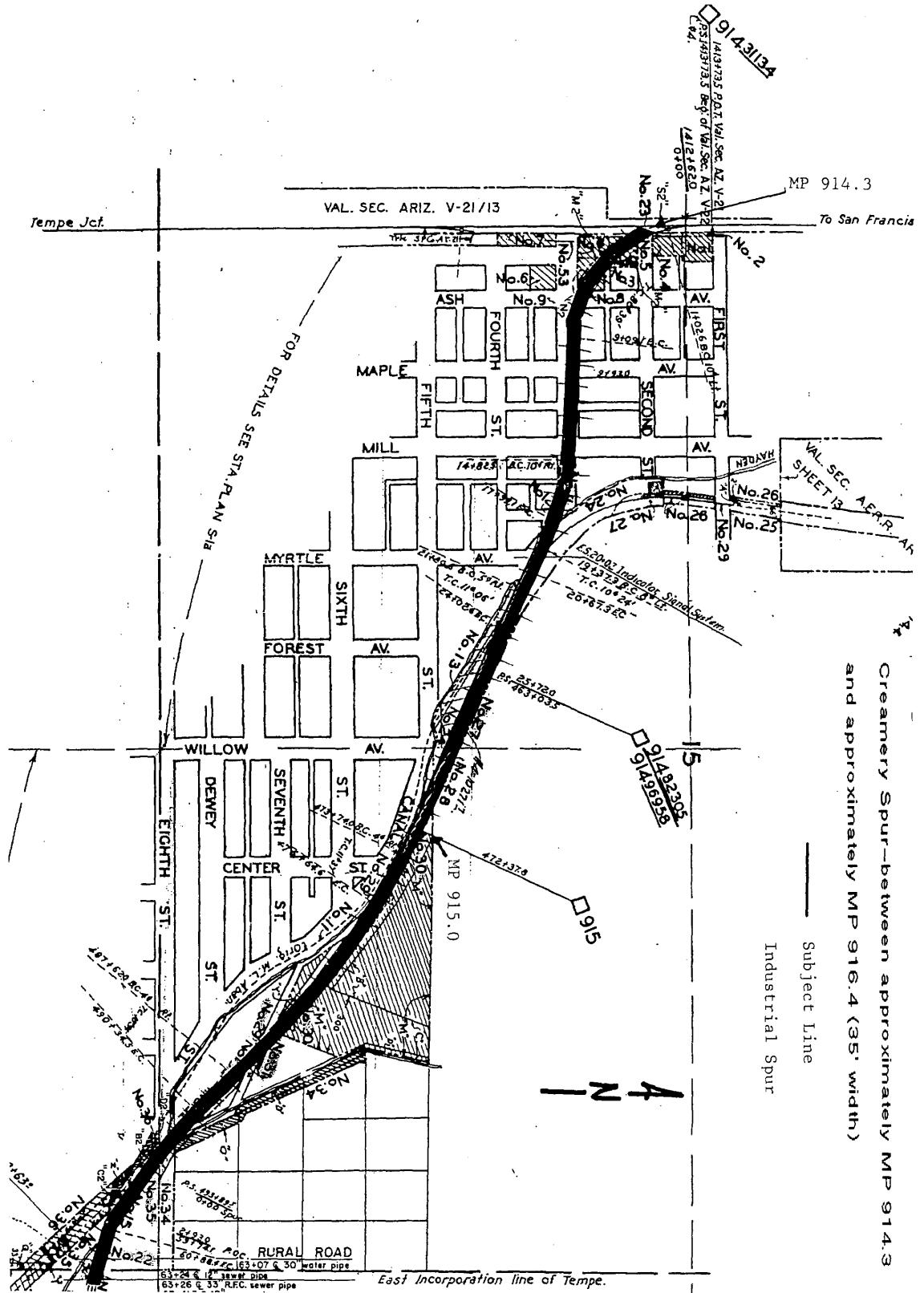
Respectfully submitted,

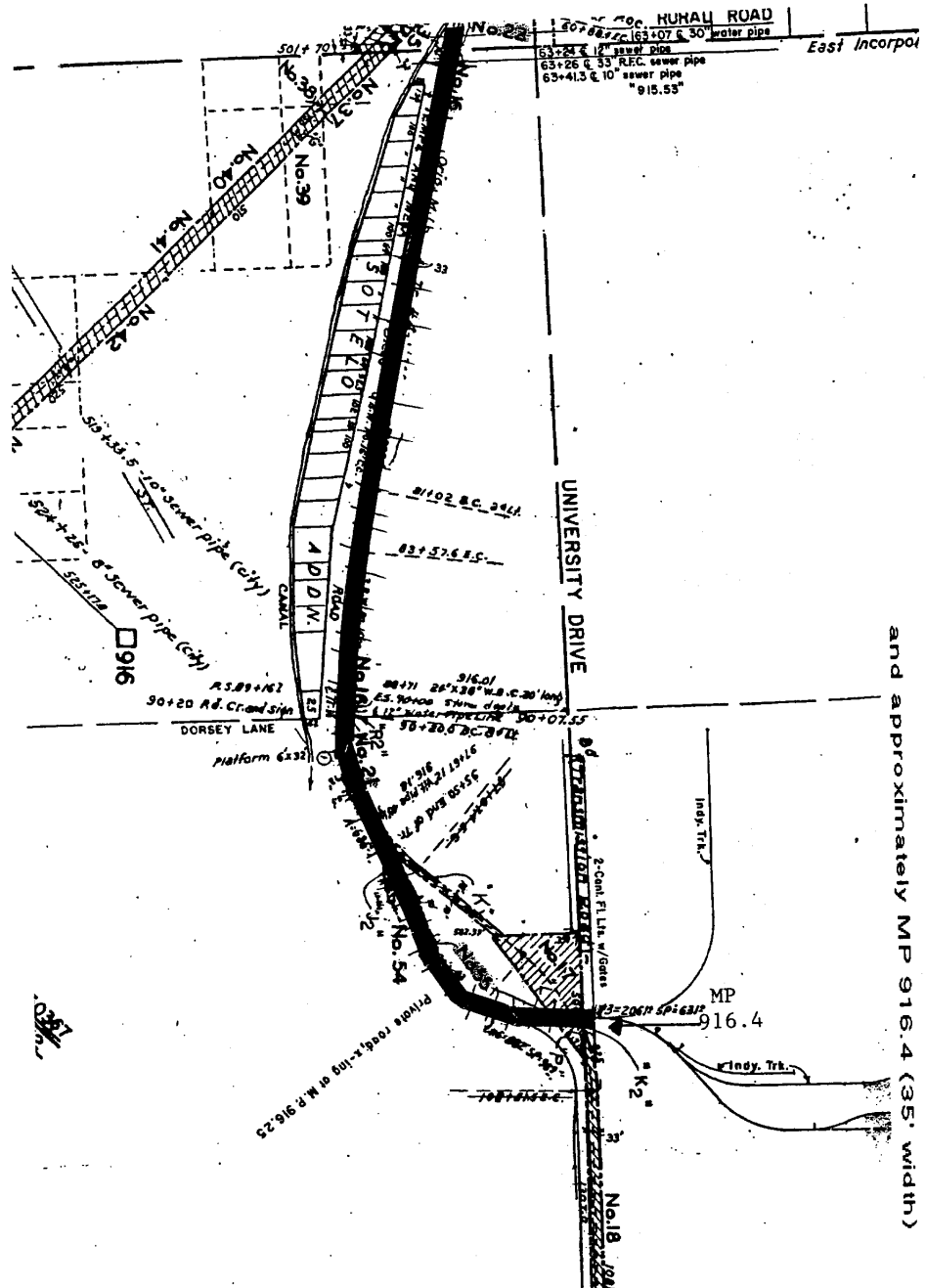


Tracie D. Spear
Attorney for City of Tempe
Attachments

ENTERED
Office of Proceedings
OCT 29 2003
Part of
Public Record







NOTICE OF INTERIM I HAIL USE
 Creamery Spur—between approximately MP 914.3
 and approximately MP 916.4 (35' width)

